



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
White et al.

Application No.: 09/994,185

Art Unit: 1642

Filed: November 26, 2001

Examiner: Karen A. Canella

For: METHOD FOR QUANTIFYING LBP IN
BODY FLUIDS

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The assignee of all right, title and interest in the above-identified instant application by virtue of the assignment recorded on August 22, 1997 at reel 8689, frame 0023 in grand parent U.S. Patent No. 5,891,618 hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of any of U.S. Patent Nos. 5,891,618, 5,804,367, 5,484,705 or 6,274,328, as the term of said patents would be defined in 35 U.S.C. 154 and 173. Assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent Nos. 5,891,618, 5,804,367, 5,484,705 or 6,274,328 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon assignee, its successors or assigns.

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The undersigned is an attorney or agent of record.

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I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: February 11, 2005

Respectfully submitted,

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